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Via email to ginny.brannon@state.co.us

Ginny Brannon, Division Director
Colorado Division of Reclamation
Mining and Safety
Department of Natural Resources
1313 Sherman Street, Room 215
Denver CO 80203

Re: DRMS File M-1999-042

Dear Director Brannon:

We represent Robert Congdon and Avalanche Creek Marble and Alabaster LLC. We had previously requested and were granted a continuation or postponement of a hearing previously scheduled before Mined Land Reclamation Board (MLRB). The request was granted and the hearing is now scheduled for December, 2020.

We had made previous requests for continuances in order to obtain documents from the Forest Service under the Freedom of Information Act (FOIA). As indicated in our most recent request for a continuance, we had to file an appeal within the Forest Service to obtain the documents in time to submit materials to the MLRB before its November 2020 hearing. That appeal is still not resolved and we still do not have the documents we need for the MLRB hearing.

Therefore, I am requesting another continuation or postponement of the MLRB hearing to the Board's January hearing date. I am hoping that we will get a speedy resolution of the FOIA appeal so we can be adequately prepared for the MLRB hearing when it occurs.

Sincerely,

Richard M. Stephens

Richard M. Stephens
stephens@sklegal.pro

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